

1/10/04
ORIGINAL

IN THE UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA

FILED
HARRISBURG, PA

GERARD B. and MARGARET F., as Parents and)
Nearest Friends of KELSEY B.,)
Plaintiffs)
v.) No. 1:CV-01-1082
CAMP HILL SCHOOL DISTRICT,)
Defendant) *J. Kline*

JUN 03 2003

MARY E. D'ANDREA, CLERK

Deputy Clerk

AMENDED MOTION FOR
ATTORNEY'S FEES AND COSTS AND RELATED EXPENSES

Gerard B. and Margaret F., as Parents and Nearest Friends of Kelsey B., hereby amend the Motion for Attorney's Fees and Costs and Related Expenses filed with this Court, to include a copy of the bills and invoices for the attorney's fees to Gibbel, Kraybill & Hess and for the costs of expert testimony of Alan Babcock. These invoices and bills were inadvertently omitted from the original Motion and Memorandum of Law filed, and are included herein as Exhibit "A" to that Motion and Memorandum of Law.

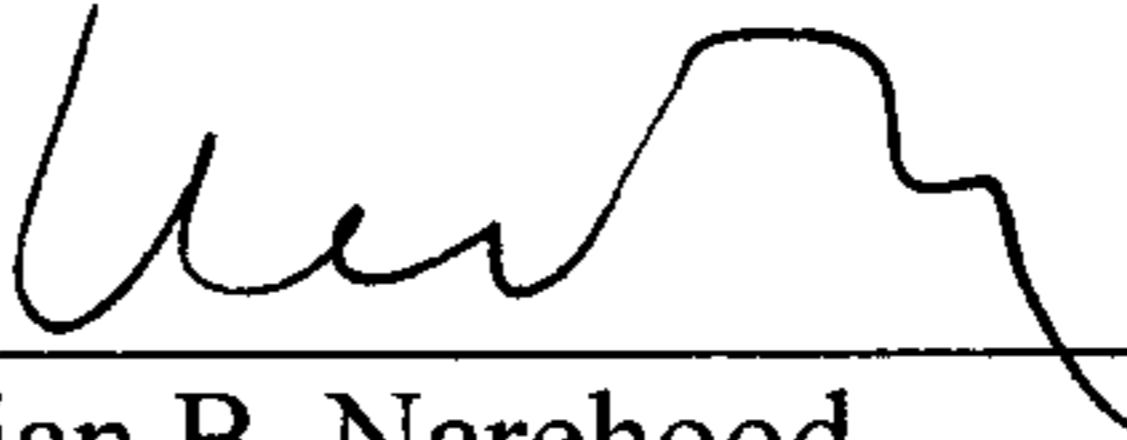
Pursuant to this Court's Order of May 7, 2003, and the Individuals with Disabilities Act (IDEA), 20 U.S.C. §1415(i)(3)(B), Gerard B. and Margaret F. (formerly Margaret F. B.), as

Parents and Nearest Friends of Kelsey B., by and through their attorneys, Gibbel, Kraybill & Hess, hereby move this Court for an award of attorney's fees and reimbursement of costs. As the prevailing party in this action, Gerard B. and Margaret F. seek an award of fees and costs expended in pursuing a Due Process Hearing resulting in a favorable decision by a Special Education Hearing Officer dated February 26, 2001, and in appealing the unfavorable decision from the Special Education Appeals Panel in their Opinion No. 1111 dated April 20, 2001. In support of this Motion, Gerard B. and Margaret F. submit the accompanying Memorandum of Law and Exhibits, which are incorporated by reference as though fully set forth herein.

WHEREFORE, Gerard B. and Margaret F. request that their Motion be granted and that they be awarded attorney's fees in the amount of \$29,549.51, and costs of expert testimony of Alan Babcock in the amount of \$395.00. All fees are to be paid by the Camp Hill School District.

Respectfully submitted,

GIBBEL, KRAYBILL & HESS

By: 

Vivian B. Narehood
Attorney for Plaintiffs
41 East Orange Street
Lancaster, PA 17602
(717) 291-1700
Sup. Ct. Atty. I.D. #59866

GIBBEL KRAYBILL & HESS
41 EAST ORANGE STREET
LANCASTER PA 17602

(717) 291-1700

August 9, 2000

Billed through 07/31/00

Bill Number 017020-00001-002 VBN

GERARD A & MARGARET FORD BOSCACCY
3113 DICKENSON AVENUE
CAMP HILL, PA 17011

COPY
A

EDUCATION OF KELSEY

FOR PROFESSIONAL SERVICES RENDERED

07/25/00 Initial consultation with new clients; review records.
07/28/00 Organize file.

Fees charged for this matter \$ 432.00

BILLING SUMMARY

Current Fees \$ 432.00

TOTAL CURRENT CHARGES FOR THIS BILL \$ 432.00

GIBBEL KRAYBILL & HESS
41 EAST ORANGE STREET
LANCASTER PA 17602

(717) 291-1700

September 11, 2000

Billed through 08/31/00

Bill number 017020-00001-003 VBN

GERARD A & MARGARET FORD BOSCACCY
3113 DICKENSON AVENUE
CAMP HILL, PA 17011

COPY

EDUCATION OF KELSEY

FOR PROFESSIONAL SERVICES RENDERED

08/01/00	VBN	E-mail from client.	.20 hrs	165 /hr	33.00
08/11/00	SDW	Organize documents from District in file.	.40 hrs	65 /hr	26.00
08/22/00	VBN	E-mail from client.	.20 hrs	165 /hr	33.00
08/24/00	VBN	Telephone call from R. Skeyer, re: camp.	.50 hrs	165 /hr	82.50
Vivian B. Narehood			.90 hrs	165 /hr	148.50
Sandra D. Wolski			.40 hrs	65 /hr	26.00
Fees charged for this matte			1.30 hrs	\$	174.50

BILLING SUMMARY

Current Fees	\$	174.50
TOTAL CURRENT CHARGES FOR THIS BILL	\$	174.50

PAYMENT DUE UPON RECEIPT-INCLUDE BILL #. A Finance Charge of 1-1/2% per month (APR of 18%) will be added for all amounts 60 days past due.

GIBBEL KRAYBILL & HESS
41 EAST ORANGE STREET
LANCASTER PA 17602

COPY

(717) 291-1700

October 9, 2000

Billed through 09/30/00

Bill number 017020-00001-004 VBN

GERARD A & MARGARET FORD BOSCACCY
3113 DICKENSON AVENUE
CAMP HILL, PA 17011

EDUCATION OF KELSEY

FOR PROFESSIONAL SERVICES RENDERED

09/19/00 SDW	Review file and prepare rough draft of exhibit package.	1.40 hrs	65 /hr	91.00
09/26/00 SDW	Prepare exhibit package for copying.	.80 hrs	65 /hr	52.00
09/30/00 VBN	Review and analyze exhibits in preparation for hearing.	3.00 hrs	165 /hr	495.00
	Vivian B. Narehood	3.00 hrs	165 /hr	495.00
	Sandra D. Wolski	2.20 hrs	65 /hr	143.00
	Fees charged for this matte	5.20 hrs	\$	638.00

DISBURSEMENTS

09/27/00	Photocopy charge	27.60
	Disbursements charged for this matter	\$ 27.60

BILLING SUMMARY

Current Fees	\$ 638.00
Current Disbursements	\$ 27.60
TOTAL CURRENT CHARGES FOR THIS BILL	\$ 665.60

GIBBEL KRAYBILL & HESS

41 EAST ORANGE STREET
LANCASTER PA 17602
(717)291-1700

November 16, 2000

COPY

Invoice# 12514 VBN
Our file# 017020 00001
Billed through 10/31/2000

GERARD A & MARGARET FORD BOSCACCY
3113 DICKENSON AVENUE
CAMP HILL, PA 17011

EDUCATION OF KELSEY

FOR PROFESSIONAL SERVICES RENDERED

10/03/2000	VBN	Telephone calls from client; Review District's exhibits.	2.20	hrs	175.00	/hr	385.00
10/04/2000	VBN	Telephone call from Alan Babcock.	0.40	hrs	175.00	/hr	70.00
10/05/2000	VBN	Meet with client; Review Alan Babcock's data; Plan questions for Dr. Morales-Brand.	5.00	hrs	175.00	/hr	875.00
10/06/2000	VBN	Prepare opening statement.	2.00	hrs	175.00	/hr	350.00
10/06/2000	VBN	Prepare cross-examination of witnesses.	7.00	hrs	175.00	/hr	1,225.00
10/09/2000	VBN	Review correspondence from counselor.	0.50	hrs	175.00	/hr	87.50
10/09/2000	VBN	Revise opening statement.	1.00	hrs	175.00	/hr	175.00
10/10/2000	VBN	Travel to and attend Due Process Hearing.	8.00	hrs	175.00	/hr	1,400.00
10/11/2000	VBN	Letter to Attorney Davidson; Follow-up for more information.	1.00	hrs	175.00	/hr	175.00

017020

BOSCACCY, GERARD & MARGARET

Invoice 12514

Page 2

10/23/2000	VBN	Prepare for Hearing; meet with client.			
		2.00 hrs	175.00 /hr	350.00	
10/24/2000	VBN	Prepare for Hearing, Healey & Fitzgerald testimony.			
		7.00 hrs	175.00 /hr	1,225.00	
10/25/2000	VBN	Review Babcock's report; Stebbins/Morales-Brand.			
		1.80 hrs	175.00 /hr	315.00	
	Narehood, Vivian B.	37.90 hrs	175.00 /hr		6,632.50
			37.90 hrs		
		Fees charged for this matter		\$6,632.50	

DISBURSEMENTS

10/06/2000	Photocopy charge - Reliance Repographics	20.22
	Expenses charged for this matter	\$20.22

BILLING SUMMARY

Current Fees	\$6,632.50
Current disbursements	\$20.22

TOTAL CURRENT CHARGES FOR THIS BILL	\$6,652.72

GIBBEL KRAYBILL & HESS
41 EAST ORANGE STREET
LANCASTER PA 17602
(717)291-1700

December 12, 2000

GERARD A & MARGARET FORD BOSCACCY
3113 DICKENSON AVENUE
CAMP HILL, PA 17011

Invoice# 12852 VBN
Our file# 017020 00001
Billed through 11/30/2000

COPY

EDUCATION OF KELSEY

FOR PROFESSIONAL SERVICES RENDERED

11/07/2000	VBN	Prepare outline for interview of Janus witnesses.				
11/08/2000	VBN	Meet with witnesses from Janus.	0.60	hrs	175.00 /hr	\$105.00
11/13/2000	VBN	Telephone call to Kelly Peters at Janus.	1.50	hrs	175.00 /hr	\$262.50
11/14/2000	VBN	Prepare questions for Alan Babcock's testimony.	0.30	hrs	175.00 /hr	\$52.50
11/27/2000	VBN	Telephone conference with Alan Babcock, re: testimony at hearing.	2.00	hrs	175.00 /hr	\$350.00
11/30/2000	VBN	Trial preparation; telephone conference and fax correspondence to Attorney Stevens.	1.00	hrs	175.00 /hr	\$175.00
Narehood, Vivian B.			4.50	hrs	175.00 /hr	\$787.50
			9.90	hrs	175.00 /hr	<u>\$1,732.50</u>
		Fees charged for this matter			9.90 hrs	\$1,732.50

DISBURSEMENTS

11/10/2000	UPS Shipment -K W Davidson, Esq.	<u>\$12.00</u>
	Expenses charged for this matter	\$12.00

BILLING SUMMARY

Current Fees	\$1,732.50
Current disbursements	\$12.00
TOTAL CURRENT CHARGES FOR THIS BILL	\$1,744.50

GIBBEL KRAYBILL & HESS
41 EAST ORANGE STREET
LANCASTER PA 17602
(717)291-1700

January 16, 2001

COPY

GERARD A & MARGARET FORD BOSCACCY
3113 DICKENSON AVENUE
CAMP HILL, PA 17011

Invoice# 13299 VBN
Our file# 017020 00001
Billed through 12/31/2000

EDUCATION OF KELSEY

FOR PROFESSIONAL SERVICES RENDERED

12/01/2000	VBN	Attend Due Process Hearing	4.00	hrs	175.00	/hr	\$700.00
12/26/2000	VBN	Review Janus documents and draft questions for hearing.	3.00	hrs	175.00	/hr	\$525.00
12/28/2000	VBN	Summarize transcript.	3.00	hrs	175.00	/hr	\$525.00
12/29/2000	VBN	Trial preparation.	3.00	hrs	175.00	/hr	\$525.00
Narehood, Vivian B.			13.00	hrs	175.00	/hr	<u>\$2,275.00</u>
Fees charged for this matter			13.00		hrs		\$2,275.00

BILLING SUMMARY

Current Fees	\$2,275.00
TOTAL CURRENT CHARGES FOR THIS BILL	\$2,275.00

BBEL KRAYBILL & HESS
41 EAST ORANGE STREET
LANCASTER PA 17602
(717)291-1700

February 12, 2001

COPY

GERARD A & MARGARET FORD BOSCACCY
3113 DICKENSON AVENUE
CAMP HILL, PA 17011

Invoice# 13819 VBN
Our file# 017020 00001
Billed through 01/31/2001

EDUCATION OF KELSEY

FOR PROFESSIONAL SERVICES RENDERED

01/01/2001	LC2	Review and summarize Babcock expert testimony	7.10	hrs	60.00	/hr	\$426.00
01/03/2001	LC2	Finalize summary of Babcock testimony	1.25	hrs	60.00	/hr	\$75.00
01/03/2001	VBN	Meet with client, re: testimony at hearing; trial preparation.	2.50	hrs	175.00	/hr	\$437.50
01/03/2001	VBN	Meet with Janus School witnesses.	1.60	hrs	175.00	/hr	\$280.00
01/08/2001	VBN	Review and revise questions for parent.	2.00	hrs	175.00	/hr	\$350.00
01/08/2001	VBN	Draft closing argument.	2.00	hrs	175.00	/hr	\$350.00
01/09/2001	LC2	Attended DP hearing with VBN (not billable)	5.50	hrs	60.00	/hr	\$330.00
01/09/2001	VBN	Attend Due Process Hearing.	6.00	hrs	175.00	/hr	\$1,050.00
01/12/2001	VBN	Travel to and attend final day of Due Process Hearing.	4.00	hrs	175.00	/hr	\$700.00
01/17/2001	VBN	Revise closing argument.	2.00	hrs	175.00	/hr	\$350.00
01/18/2001	VBN	Revise second half of closing argument.					

		2.00	hrs	175.00	/hr	\$350.00
01/22/2001	VBN	Final draft of closing.				
		5.00	hrs	175.00	/hr	\$875.00
01/23/2001	VBN	Review District's closing argument.				
		0.50	hrs	175.00	/hr	\$87.50
Narehood, Vivian B.		27.60	hrs	175.00	/hr	<u>\$4,830.00</u>
2, Law Clerk		13.85	hrs	60.00	/hr	\$831.00
		Fees charged for this matter		41.45	hrs	\$5,661.00

BILLING SUMMARY

Current Fees	\$5,661.00
TOTAL CURRENT CHARGES FOR THIS BILL	\$5,661.00

BBEL KRAYBILL & HESS
41 EAST ORANGE STREET
LANCASTER PA 17602
(717)291-1700

March 12, 2001

COPY

GERARD A & MARGARET FORD BOSCACCY
3113 DICKENSON AVENUE
CAMP HILL, PA 17011

Invoice# 14276 VBN
Our file# 017020 00001
Billed through 02/28/2001

EDUCATION OF KELSEY

FOR PROFESSIONAL SERVICES RENDERED

02/26/2001 VBN Review Hearing Officer's opinion.

Narehood, Vivian B.	1.00	hrs	175.00	/hr	\$175.00	
	1.00	hrs	175.00	/hr	<hr/> \$175.00	
	Fees charged for this matter			1.00	hrs	\$175.00

BILLING SUMMARY

Current Fees	\$175.00
<hr/> TOTAL CURRENT CHARGES FOR THIS BILL	\$175.00

GIBBEL KRAYBILL & HESS
41 EAST ORANGE STREET
LANCASTER PA 17602
(717)291-1700

April 16, 2001

COPY

GERARD A & MARGARET FORD BOSCACCY
3113 DICKENSON AVENUE
CAMP HILL, PA 17011

Invoice# 14714 VBN
Our file# 017020 00001
Billed through 03/31/2001

EDUCATION OF KELSEY

FOR PROFESSIONAL SERVICES RENDERED

03/16/2001	VBN	Review and analyze appeal.	2.00	hrs	175.00	/hr	\$350.00
03/20/2001	VBN	Revise brief.	3.00	hrs	175.00	/hr	\$525.00
03/21/2001	VBN	Review e-mail from client, re: appeal.	0.20	hrs	175.00	/hr	\$35.00
03/22/2001	VBN	Final draft of brief.	2.00	hrs	175.00	/hr	\$350.00
Narehood, Vivian B.			7.20	hrs	175.00	/hr	<u>\$1,260.00</u>
		Fees charged for this matter			7.20	hrs	\$1,260.00

BILLING SUMMARY

Current Fees	\$1,260.00
TOTAL CURRENT CHARGES FOR THIS BILL	\$1,260.00

GIBBEL KRAYBILL & HESS
41 EAST ORANGE STREET
LANCASTER PA 17602
(717)291-1700

May 14, 2001

COPY

GERARD A & MARGARET FORD BOSCACCY
3113 DICKENSON AVENUE
CAMP HILL, PA 17011

Invoice# 15282 VBN
Our file# 017020 00001
Billed through 04/30/2001

EDUCATION OF KELSEY

FOR PROFESSIONAL SERVICES RENDERED

04/25/2001 VBN Review Appeals Panel Decision.

Narehood, Vivian B.	0.50	hrs	175.00	/hr	\$87.50
	0.50	hrs	175.00	/hr	<hr/> \$87.50
Fees charged for this matter			0.50	hrs	\$87.50

DISBURSEMENTS

04/05/2001	UPS Shipment - Harrisburg, PA	<hr/> \$10.25
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Expenses charged for this matter	\$10.25
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BILLING SUMMARY

Current Fees	\$87.50
Current disbursements	\$10.25
<hr/> TOTAL CURRENT CHARGES FOR THIS BILL	\$97.75

GIBBEL KRAYBILL & HESS

41 EAST ORANGE STREET
LANCASTER PA 17602
(717)291-1700

July 18, 2001

GERARD A & MARGARET FORD BOSCACCY
3113 DICKENSON AVENUE
CAMP HILL, PA 17011

Invoice# 16235 VBN
Our file# 017020 00001
Billed through 06/30/2001

EDUCATION OF KELSEY

FOR PROFESSIONAL SERVICES RENDERED

05/28/2001	VBN	Outline Appeal; Review decisions and briefs.					
06/03/2001	VBN	Draft Complaint.	3.50	hrs	175.00	/hr	\$612.50
06/05/2001	VBN	Revise complaint.	1.50	hrs	175.00	/hr	\$262.50
06/10/2001	VBN	Revise complaint.	2.00	hrs	175.00	/hr	\$350.00
06/12/2001	VBN	Final draft of complaint.	1.30	hrs	175.00	/hr	\$227.50
Narehood, Vivian B.			0.50	hrs	175.00	/hr	\$87.50
			8.80	hrs	175.00	/hr	
		Fees charged for this matter			8.80	hrs	\$1,540.00

DISBURSEMENTS

06/19/2001	Clerk, U.S. District Court - filing fee	\$150.00
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Expenses charged for this matter \$150.00

BILLING SUMMARY

Current Fees	\$1,540.00
Current disbursements	\$150.00
TOTAL CURRENT CHARGES FOR THIS BILL	\$1,690.00

GIBBEL KRAYBILL & HESS
41 EAST ORANGE STREET
LANCASTER PA 17602
(717)291-1700

September 11, 2001

GERARD A & MARGARET FORD BOSCACCY
3113 DICKENSON AVENUE
CAMP HILL, PA 17011

Invoice# 16857 VBN
Our file# 017020 00001
Billed through 08/31/2001

EDUCATION OF KELSEY

FOR PROFESSIONAL SERVICES RENDERED

08/21/2001	VBN	Draft Joint Case Management Plan.					
			1.30	hrs	175.00	/hr	\$227.50
08/23/2001	VBN	First draft of Joint Case Management Plan.					
			1.90	hrs	175.00	/hr	\$332.50
08/26/2001	VBN	Revise Joint Case Management Plan.					
			1.30	hrs	175.00	/hr	\$227.50
08/27/2001	VBN	Final revisions to Joint Case Management Plan, send to opposing counsel.					
			1.50	hrs	175.00	/hr	\$262.50
Narehood, Vivian B.			6.00	hrs	175.00	/hr	<hr/> \$1,050.00
		Fees charged for this matter			6.00	hrs	\$1,050.00

BILLING SUMMARY

Current Fees	\$1,050.00
TOTAL CURRENT CHARGES FOR THIS BILL	\$1,050.00

GIBBEL KRAYBILL & HESS

41 EAST ORANGE STREET
LANCASTER PA 17602
(717)291-1700

October 9, 2001

GERARD A & MARGARET FORD BOSCACCY
3113 DICKENSON AVENUE
CAMP HILL, PA 17011

Invoice# 17348 VBN
Our file# 017020 00001
Billed through 09/30/2001

EDUCATION OF KELSEY

FOR PROFESSIONAL SERVICES RENDERED

09/06/2001 VBN Final version of Joint Case Management Plan.

	2.00	hrs	175.00	/hr	\$350.00
09/12/2001	VBN	Prepare for, travel to and attend scheduling conference in federal court.			
	2.90	hrs	175.00	/hr	\$507.50
Narehood, Vivian B.	4.90	hrs	175.00	/hr	<hr/> \$857.50
	Fees charged for this matter				\$857.50

DISBURSEMENTS

09/06/2001	UPS Shipment - J. Wiley, Esquire	\$10.25
09/19/2001	UPS Shipment - Clerk of Courts	<hr/> \$10.38

Expenses charged for this matter **\$20.63**

BILLING SUMMARY

Current Fees	\$857.50
Current disbursements	\$20.63
<hr/> TOTAL CURRENT CHARGES FOR THIS BILL	<hr/> \$878.13

GIBBEL KRAYBILL & HESS
41 EAST ORANGE STREET
LANCASTER PA 17602
(717)291-1700

November 8, 2001

GERARD A & MARGARET FORD BOSCACCY
3113 DICKENSON AVENUE
CAMP HILL, PA 17011

Invoice# 17713 VBN
Our file# 017020 00001
Billed through 10/31/2001

EDUCATION OF KELSEY

FOR PROFESSIONAL SERVICES RENDERED

10/02/2001	CTG	Review pleadings for preparation of summary judgment motion	2.60	hrs	60.00	/hr	\$156.00
10/29/2001	CTG	Motion; Rresearch; Review exhibits.	7.90	hrs	60.00	/hr	\$474.00
10/30/2001	CTG	Revisions to Motion; additional research, additional review of exhibits.	4.70	hrs	60.00	/hr	\$282.00
10/31/2001	CTG	Continue revisions to Motion; begin dictating revised motion.	7.95	hrs	60.00	/hr	\$477.00
Grygier, Colleen T.			23.15	hrs	60.00	/hr	\$1,389.00
		Fees charged for this matter			23.15	hrs	\$1,389.00

BILLING SUMMARY

Current Fees	\$1,389.00
TOTAL CURRENT CHARGES FOR THIS BILL	\$1,389.00

GIBBEL KRAYBILL & HESS

41 EAST ORANGE STREET
LANCASTER PA 17602
(717)291-1700

December 10, 2001

GERARD A & MARGARET FORD BOSCACCY
3113 DICKENSON AVENUE
CAMP HILL, PA 17011

Invoice# 18101 VBN
Our file# 017020 00001
Billed through 11/30/2001

EDUCATION OF KELSEY

FOR PROFESSIONAL SERVICES RENDERED

11/01/2001	CTG	Continue dictation of Motion; Revise Motion			
11/02/2001	CTG	Additional revisions to Motion	6.80 hrs	60.00 /hr	\$408.00
11/03/2001	VBN	Draft portion of Brief.	4.30 hrs	60.00 /hr	\$258.00
11/05/2001	CTG	Continue work / revisions to Motion and Brief	3.00 hrs	175.00 /hr	\$525.00
11/06/2001	VBN	Revise brief, re: Panel's standard of review.	8.55 hrs	60.00 /hr	\$513.00
11/06/2001	CTG	Continue work on Brief and Motion for Summary Judgment	2.00 hrs	175.00 /hr	\$350.00
11/07/2001	VBN	Telephone conference with client.	2.50 hrs	60.00 /hr	\$150.00
11/07/2001	CTG	Continue revisions and additions to Motion and Brief	0.30 hrs	175.00 /hr	\$52.50
11/08/2001	CTG	Continue re-working Motion and Brief; Review draft	4.50 hrs	60.00 /hr	\$270.00
11/09/2001	CTG	Additional revisions to Motion and Brief	6.20 hrs	60.00 /hr	\$372.00
11/11/2001	CTG	Re-work Motion and Brief; Revise	5.20 hrs	60.00 /hr	\$312.00

017020

BOSCACCY, GERARD A & MARGARET

Invoice# 18101

Page 2

11/12/2001	CTG	Final revisions to Brief and Motion; Arrange exhibits	4.60 hrs	60.00 /hr	\$276.00
11/13/2001	CTG	Conference with Attorney Narehood; Finalize revisions	7.20 hrs	60.00 /hr	\$432.00
11/13/2001	VBN	Proof motion.	2.70 hrs	60.00 /hr	\$162.00
11/14/2001	CTG	Final revisions; Prepare exhibits and file	1.60 hrs	175.00 /hr	\$280.00
11/28/2001	VBN	Review Defendant's brief.	2.70 hrs	60.00 /hr	\$162.00
11/28/2001	CTG	Review of Defendant's motion and brief; Summary of the main points and conference with Attorney Narehood	1.00 hrs	175.00 /hr	\$175.00
Narehood, Vivian B.			0.75 hrs	60.00 /hr	\$45.00
Grygier, Colleen T.			7.90 hrs	175.00 /hr	\$1,382.50
			56.00 hrs	60.00 /hr	\$3,360.00
Fees charged for this matter			63.90 hrs		\$4,742.50

DISBURSEMENTS

11/29/2001	UPS Shipment - U.S. District Court	\$22.55
11/29/2001	UPS Shipment - U S District Court	<u>\$10.38</u>

Expenses charged for this matter	\$32.93
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BILLING SUMMARY

Current Fees	\$4,742.50
Current disbursements	\$32.93
TOTAL CURRENT CHARGES FOR THIS BILL	\$4,775.43

GIBBEL KRAYBILL & HESS
41 EAST ORANGE STREET
LANCASTER PA 17602
(717)291-1700

January 9, 2002

GERARD A & MARGARET FORD BOSCACCY
3113 DICKENSON AVENUE
CAMP HILL, PA 17011

Invoice# 18547 VBN
Our file# 017020 00001
Billed through 12/31/2001

EDUCATION OF KELSEY

FOR PROFESSIONAL SERVICES RENDERED

12/01/2001	VBN	Review Defendants Brief and draft a reply.				
			2.00	hrs	175.00 /hr	\$350.00
12/05/2001	CTG	Review reply brief, fill-in citations from record				
			1.50	hrs	120.00 /hr	\$180.00
Narehood, Vivian B.			2.00	hrs	175.00 /hr	\$350.00
Grygier, Colleen T.			1.50	hrs	120.00 /hr	\$180.00
		Fees charged for this matter			3.50 hrs	\$530.00

DISBURSEMENTS

12/20/2001	UPS Shipment - U.S. District Court				\$10.38
	Expenses charged for this matter				\$10.38

BILLING SUMMARY

Current Fees	\$530.00
Current disbursements	\$10.38
TOTAL CURRENT CHARGES FOR THIS BILL	\$540.38

GIBBEL KRAYBILL & HESS
41 EAST ORANGE STREET
LANCASTER PA 17602
(717)291-1700

February 12, 2002

GERARD A & MARGARET FORD BOSCACCY
3113 DICKENSON AVENUE
CAMP HILL, PA 17011

Invoice# 19028 VBN
Our file# 017020 00001
Billed through 01/31/2002

EDUCATION OF KELSEY

FOR PROFESSIONAL SERVICES RENDERED

01/02/2002	CTG	Check cites for 3rd Circuit caselaw in brief.			
			0.30	hrs	120.00 /hr
01/09/2002	VBN	Conference call with clients.			\$36.00
			0.30	hrs	175.00 /hr
Narehood, Vivian B.			0.30	hrs	175.00 /hr
Grygier, Colleen T.			0.30	hrs	120.00 /hr
		Fees charged for this matter		0.60	hrs
					\$88.50

BILLING SUMMARY

Current Fees	\$88.50
TOTAL CURRENT CHARGES FOR THIS BILL	\$88.50

Invoice # 00000011

Date: 12/1/2000

Gerard and Margaret Ford -Boscacccy
3113 Dickinson Avenue
Camp Hill, PA 17011-5231

Greystone Psychological Centre
Alan Babcock
43 North Lime Street
Lancaster, PA. 17602
299-5433

Attention: *Kelsey Boscacccy*

Terms: Net 30

For Services	9/14/2000	96100	\$ 220.00
For Services	9/16/2000	96100	\$ 140.00
For Services	10/3/2000	96100	\$ 275.00
For Services	10/20/2000	96100	\$ 350.00
For Services	12/1/2000	Hearing in Camp Hill 2.5 Hours- \$275.00 Travel to Camp Hill 2.0 Hours- \$120.00	\$ 395.00

Total	\$ 1380.00
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IN THE UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA

GERARD B. and MARGARET F., as Parents and)
Nearest Friends of KELSEY B.,)
Plaintiffs)
v.)) No. 1:CV-01-1082
CAMP HILL SCHOOL DISTRICT,)
Defendant)

AFFIDAVIT OF VIVIAN B. NAREHOOD
IN SUPPORT OF PLAINTIFFS' CLAIM FOR ATTORNEY'S FEES

After having been duly sworn, I, Vivian B. Narehood, certify as follows:

1. I am a 1990 graduate of Widener University School of Law.
2. I joined the law firm of Gibbel, Kraybill & Hess in 1990. I began practicing in the area of special education law at that time.
3. I became a partner in the law firm of Gibbel, Kraybill & Hess in 1995. The firm handles civil cases, including cases concerning the rights of children and adults with disabilities.
4. In the last eight (8) years, my practice has become increasingly specialized in the area of the rights of school aged children with disabilities.
5. I am a regular panelist in annual special education conferences hosted by the PBI and Lehigh University.

6. A partial list of cases in which I have served as counsel for parents related to special education issues is as follows:

- a. Warren G. and Grant G. v. Cumberland County School District, 190 F.3d 80, 138 Ed. Law Rep. 91 (3rd Cir.[Pa.], Aug. 25, 1999) (No. 98-7512 98-7517);
- b. (Lynn T.) In Re: Residence Hearing before Board of School Directors, Cumberland Valley School District, 560 Pa. 366, 744 A.2d 1272, 141 Ed. Law Rep. 872 (Pa., Jan. 20, 2000);
- c. Susquenita School District v. Raelee S., 96 F.3d 78 (3rd Cir. 1996), No. 4:CV-95-1063 (M.D. Pa.);
- d. Amy F. v. Brandywine Heights Area School District, No. 95-1687 (E.D. Pa.);
- e. Rairdan M. v. Solanco School District, 97-CV-5864 (E.D.Pa. 1998);
- f. In Re: Educational Assignment of Melissa S., a Student in the Lancaster School District, Spec. Ed. Op. No. 921; and
- g. In Re: Educational Assignment of Dustin T., a Student in the Warwick School District, Spec. Ed. Op. No. 928.
- h. In Re: Educational Assignment of Michael S., Spec. Ed. Op. No. 1058;
- i. In Re: Educational Assignment of Michael Z., Spec. Ed. Op. No. 1107;
- j. In Re: Educational Assignment of Jeffrey K., Spec. Ed. Op. No. 1150.

7. I am a member of the Pennsylvania Bar Association and the Bar Association of Lancaster County. I am also a member of the Pennsylvania Bar Association's Committee on the Rights of Exceptional Children, and on the Board of Directors of the Education Law Center.

8. I am admitted to practice before the U. S. Court of Appeals for the Third Circuit, the U. S. District Court for the Eastern and Middle Districts of Pennsylvania, and the Pennsylvania Supreme Court.

9. As of February 1, 2002, Gibbel, Kraybill & Hess established my current fee of \$200.00/hour, concluding that this rate was fair and reasonable in the community, and accurately reflects the caliber of my work. At the time of the litigation in issue, my fees were \$165.00 - \$175.00 per hour. To save costs where possible, I utilized the services of a law clerk, billed out at the rate of \$60.00/hour at the time of the litigation in issue.

10. To date, no court has ever found my rates to be unreasonable.

11. See, also, affidavit attached from Attorney Dennis McAndrews, a special education attorney of high reputation in southeastern Pennsylvania, as well as a Special Education Hearing Officer.

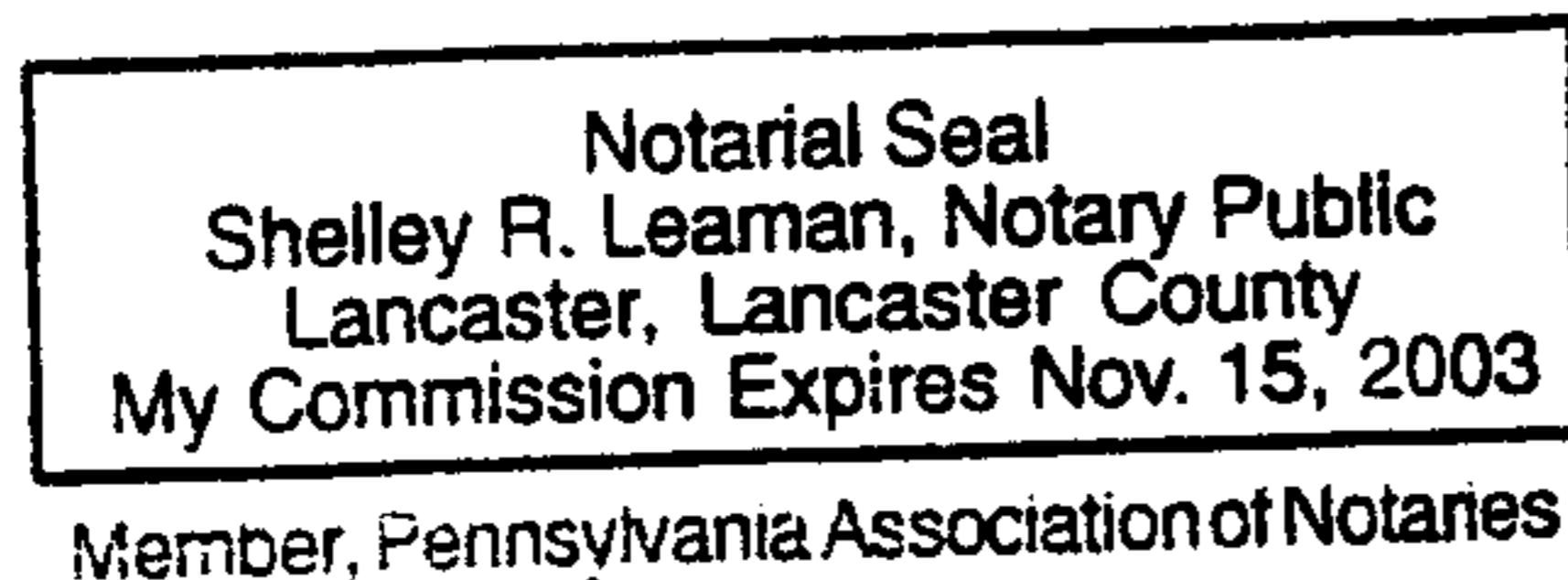
Date: May 19, 2003

Vivian B. Narehood
Vivian B. Narehood

COMMONWEALTH OF PENNSYLVANIA)
)
) SS:
COUNTY OF LANCASTER)

ON THIS, the 19th day of May, 2003, before me, a Notary Public, the undersigned officer, personally appeared Vivian B. Narehood, known to me (or satisfactorily proven) to be the person whose name is subscribed to the within Affidavit and acknowledged that she executed the same for the purposes therein contained.

WITNESS my hand and notarial seal.



Shelly Leaman
Notary Public

CERTIFICATE OF SERVICE

I hereby certify that I have this 2nd day of June, 2003, served the foregoing Amended Motion for Attorneys' Fees and Costs and Related Expenses upon the person and in the manner indicated below.

Service by UPS overnight delivery, addressed as follows:

Jason R. Wiley, Esquire
Sweet, Stevens, Tucker & Katz
331 East Butler Avenue
P. O. Box 5069
New Britain, PA 18901

GIBBEL, KRAYBILL & HESS

By: Vivian B. Narehood
Vivian B. Narehood
Attorney for Plaintiffs
41 East Orange Street
Lancaster, PA 17602
(717) 291-1700
Sup. Ct. I.D. No. 59866